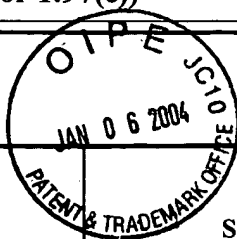


TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
112701-138

In Re Application Of: Mark et al.



JAN 12 2004

TECH CENTER 1600/2900

Serial No.
09/759,037

Filing Date
January 10, 2001

Examiner
S. Sharareh

Group Art Unit
1617

Title:

CALORICALLY DENSE NUTRITIONAL COMPOSITION



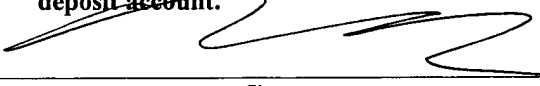
Address to:
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P.O. Box 1450
Alexandria, VA 22313-1450

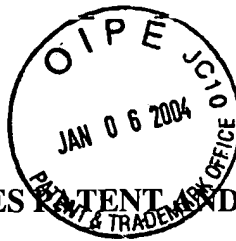
37 CFR 1.97(b)

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☒ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))		RECEIVED Docket No. 112701-138
In Re Application: Mark et al.		
Serial No. 09/759,037	Filing Date January 10, 2001	<div style="text-align: center;">  </div> <div style="display: flex; justify-content: space-between;"> <div> Inventor S. Sharareh </div> <div> Group Art Unit 1617 </div> </div>
CALORICALLY DENSE NUTRITIONAL COMPOSITION		
Payment of Fee (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))		
<input checked="" type="checkbox"/> A check in the amount of \$180.00 is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 02-1818 as described below.		
<input type="checkbox"/> Charge the amount of <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required.		
Certificate of Transmission by Facsimile*		Certificate of Mailing by First Class Mail
<div style="border: 1px solid black; padding: 5px;"> I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F: </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <div style="border-bottom: 1px solid black; height: 15px; margin-bottom: 5px;"></div> <div style="text-align: center;">(Date)</div> </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <div style="border-bottom: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="text-align: center;">Signature</div> </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <div style="border-bottom: 1px solid black; height: 15px; margin-bottom: 5px;"></div> <div style="text-align: center;">Typed or Printed Name of Person Signing Certificate</div> </div>		<div style="border: 1px solid black; padding: 5px;"> I certify that this document and fee is being deposited on 1/2/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <div style="text-align: center;">  </div> </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <div style="border-bottom: 1px solid black; height: 15px; margin-bottom: 5px;"></div> <div style="text-align: center;">Signature of Person Mailing Correspondence</div> </div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <div style="border-bottom: 1px solid black; height: 15px; margin-bottom: 5px;"></div> <div style="text-align: center;">Typed or Printed Name of Person Mailing Certificate</div> </div>
<p>*This certificate may only be used if paying by deposit account.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 40%;">  <div style="border-top: 1px solid black; width: 100%; margin-top: 5px;"></div> <div style="text-align: center;">Signature</div> </div> <div style="width: 50%;"> Dated: January 2, 2004 </div> </div>		
Robert M. Barrett (30,142) ATTORNEYS FOR APPLICANTS Bell, Boyd & Lloyd LLC P.O. Box 1135 Chicago, Illinois 60690-1135		
CC:		



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark et al.
Appl. No.: 09/759,037
Conf. No.: 3136
Filed: January 10, 2001
Title: CALORICALLY DENSE NUTRITIONAL COMPOSITION
Art Unit: 1617
Examiner: S. Sharareh
Docket No.: 112701-138

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, copies of which are enclosed, be made during the course of examination of the above-identified application for United States patent.

OTHER DOCUMENTS

Brochure entitled "Respalor" by Mead Johnson & Company, 1994.

Brochure entitled "Pulmocare" by Ross Products Division, Abbott Laboratories, 1993.

Brochure entitled "Fresubin 750 MCT High-Caloric Formula for Oral and Tube Feeding" by Fresenius AG, 1989.

Culpepper-Morgan et al. article entitled "Using Enteral Nutrition Formulas" The Gastroenterologist, Volume 1, Number 2, June 1993, pp. 143-156.

Ziegler et al. article entitled "Pharmacokinetic assessment of an oligopeptide-based enteral formula in abdominal surgery patients" Am. J. Clin. Nutr., 1998 Vol. 67, pp. 124-128.

Ziegler et al. article entitled "Present Knowledge in Nutrition" International Live Sciences Institute, 1996, pp. 38-40.

01/09/2004 MAHMED1 00000083 09759037

03 FC:1806

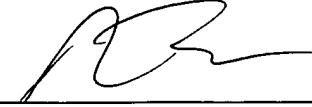
180.00 OP

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

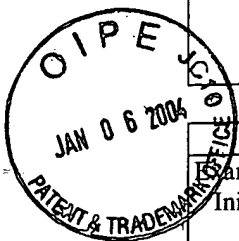
BELL, BOYD & LLOYD LLC

BY



Robert M. Barrett
Reg. No. 30,142
P.O. Box 1135
Chicago, Illinois 60690-1135
Phone: (312) 807-4204

Dated: January 2, 2004



**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**
(Use several sheets if necessary)

PTO Form 1449

Atty Docket No.
112701-138

Application No.
09/759,037

Applicant
Mark et al.

Filing Date
January 10, 2001

Group
1617

U.S. PATENT DOCUMENTS

Examiner's Initials	Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS

Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No

Examiner's Initials	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	Brochure entitled "Respalor" by Mead Johnson & Company, 1994.
	Brochure entitled "Pulmocare" by Ross Products Division, Abbott Laboratories, 1993.
	Brochure entitled "Fresubin 750 MCT High-Caloric Formula for Oral and Tube Feeding" by Fresenius AG, 1989.
	Culpepper-Morgan et al. article entitled "Using Enteral Nutrition Formulas" <u>The Gastroenterologist</u> , Volume 1, Number 2, June 1993, pp. 143-156.
	Ziegler et al. article entitled "Pharmacokinetic assessment of an oligopeptide-based enteral formula in abdominal surgery patients" <u>Am. J. Clin. Nutr.</u> , 1998 Vol. 67, pp. 124-128.
	Ziegler et al. article entitled "Present Knowledge in Nutrition" <u>International Live Sciences Institute</u> , 1996, pp. 38-40.

Examiner:

Date Considered:

*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.